

UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF MASSACHUSETTS

_____)	
KENNETH ADAMSON)	
Plaintiff)	
)	
v.)	
)	
WYETH PHARMACEUTICALS f/n/a)	C.A. NO. 04-CV-11623-DPW
WYETH-AYERST PHARMACEUTICALS))	
Defendant)	
)	
ROBERT WINTERS)	
Defendant)	
_____)	

PLAINTIFF'S ASSENTED-TO MOTION TO EXTEND THE FILING DEADLINE
FOR OPPOSING DEFENDANTS' MOTION FOR SUMMARY JUDGMENT

COMES now Kenneth Adamson, plaintiff in the above-captioned matter ("Plaintiff"), and, with the gracious assent of defendants Wyeth Pharmaceuticals f/n/a Wyeth-Ayerst Pharmaceuticals and Robert Winters ("Defendants"), hereby moves this Honorable Court to briefly extend the filing deadline by five days to allow Plaintiff additional time to oppose Defendants' Wyeth Pharmaceuticals and Robert Winters' Motion for Summary Judgment, which is currently due on April 14, 2005.

As grounds therefore, Plaintiff states the following:

1. Extensive discovery has been conducted by the parties in the above-captioned, including numerous out-of-state depositions and production of more than 3,000 documents.

2. On March 31, 2005, at or near the close of business, Defendants served on Plaintiff's counsel comprehensive summary judgment pleadings and two sets of exhibits, including two affidavits from non-deposed witnesses.
3. Counsel for Plaintiff, in using due diligence, has immediately begun preparing an opposition to the motion.
4. Notwithstanding Defendants' massive pleadings, the undersigned counsel's ability to file a timely opposition is impacted by conflicting litigation demands in other cases.
5. No prejudice would ensue to the parties were this Honorable Court to grant a five day extension or would such an extension interfere with the court's conducting a scheduling conference on April 28, 2005.

WHEREFORE, for the above reasons, Plaintiff requests that this Honorable Court extend the deadline to April 19, 2005 for Plaintiff to file his opposition to summary judgment.

Respectfully submitted by:

/s/ Howard Mark Fine
Howard Mark Fine, Esquire
Counsel for Kenneth Adamson
86 Sherman Street
Cambridge, Massachusetts 02140-3233
B.B.O. No. 554671
617-868-9200

Respectfully submitted by:

/s/ Donald W. Schroeder, Esquire
Donald W. Schroeder, Esquire
Counsel for Wyeth Pharmaceuticals
and Robert Winters
Mintz, Levin, Cohn, Ferris,
Glovsky and Popeo, P.C.
One Financial Center
Boston, Massachusetts 02111
B.B.O. 646700
617-542-6000

Dated: April 5, 2005

CERTIFICATE OF SERVICE

COMES now Howard Mark Fine, counsel for plaintiff Kenneth Adamson in the above-captioned matter, and hereby affirm that I have forwarded by first class mail to the defendants' counsel below the foregoing motion.

Donald W. Schroeder, Esquire
B.B.O. 646700
Mintz, Levin, Cohn, Ferris, Glovsky, and Popeo, P.C.
One Financial Center
Boston, Massachusetts 02111
617-542-6000

Respectfully submitted by:

/s/ Howard Mark Fine
Howard Mark Fine, Esquire
Counsel for Kenneth Adamson
86 Sherman Street
Cambridge, Massachusetts 02140-3233
B.B.O. No. 554671
617-868-9200

Dated: April 5, 2004